

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

PETER M. KING,

:

Plaintiff,

:

3:12-CV-491

v.

:

TOBYHANNA ARMY DEPOT
and LEON PANETTA,
SECRETARY OF DEFENSE

:

(JUDGE MANNION)

:

Defendants,

:

ORDER

IT IS HEREBY ORDERED:

1. The report and recommendation of Judge Blewitt, (Doc. No. [30](#)), is **ADOPTED IN ITS ENTIRETY**;
2. Plaintiff's complaint, (Doc. No. [1](#)), is **DISMISSED WITH PREJUDICE** for lack of subject matter jurisdiction;
3. Plaintiff's motion for leave to amend, (Doc. No. [22](#)), is **DENIED** as futile;
4. The clerk of court is directed to **CLOSE** the case.

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

DATED: June 12, 2013